IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR.BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT APPEAL NO : 779 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 16/12/2004 in WP NO : 22419 OF 2004 on the file of the High Court.)

Between:

M/s. Vikas Educational Society, rep by President Mr. AR. Chandra Baby S/o A. Narayana Das, President of Sai Vikas Educational Society R/o Plot No. 203, 3-6-704, Classic Veerula Apartmetns, Street, No.11, Himayathnagar, Hyderabad

..... APPELLANT

AND

The Assistant Provident Fund Commissioner, Enforcement, Andhra Pradesh, Employees, Provident Fund Organization, Barkatpura, Hyderabad

.....RESPONDENT

Counsel for the Appellant: MR.CHILAMKURI HANUMANTHA RAYUDU

Counsel for the Respondent: MR.R.N.REDDY (SC FOR EMPLOY'S PF ORG.)

The Court at the stage of admission, made the following :

ORAL ORDER: (per the Hon'ble Acting Chief Justice)

The appellant challenged in the writ petition the order dated 8-11-2004 which is passed by the respondent under section 7-A of the Employees Provident Fund and Miscellaneous Provisions Act, 1952 (for short "the Act") whereby a demand of Rs.1,96,601/- has been raised. Learned single Judge was of the view that there is an efficacious remedy available to the petitioner by way of appeal under Section 7(I) of the Act. He gave the petitioner liberty to file an appeal and also granted stay of further proceedings pending the appeal to be filed subject to the condition of the petitioner depositing 50% of the amount demanded. The Court has exercised its jurisdiction in favour of the writ petitioner-appellant and we do not see that the petitioner could have any grievance against the order passed by the learned single Judge.

Writ Appeal is misconceived and it is accordingly dismissed.

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BILAL NAZKI, ACJ

11-4-2005

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Dr.G.YETHIRAJULU, J

tvr

ASSISTANT REGISTRAR

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SECTION OFFICER.

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